



Indiana Department of Education
SUPPORTING STUDENT SUCCESS

MEMORANDUM

TO: Superintendent, Title I Program Administrator, and Business Managers/Treasurer

FROM: Hazel Beasley, Controller

DATE: January 8, 2010

SUBJECT: Excess Carryover Waivers regarding Title I, Part A, and American Recovery and Reinvestment Act of 2009 (ARRA)

The United States Department of Education (USDE) has granted Indiana the ability to approve waivers for Local Education Agencies (LEAs) for Excess Carryover regarding Title I, Part A, ARRA also known as Stimulus funds.

- (a) Limitation on Carryover-Notwithstanding section 421(b) of the General Education Provisions Act or any other provision of law, not more than 15 percent of the funds allocated to local educational agency for any fiscal year under this subpart (but not including funds received through any reallocation under this subpart) may remain available for obligation by such agency for 1 additional fiscal year.
- (b) Waiver - A State Educational Agency (SEA) may, once every 3 years, waive the percentage limitation in subsection (a) if (1) the agency determines that the request of a local educational agency is reasonable and necessary; or (2) supplemental appropriations for this subpart become available.
- (c) Exclusion - The percentage limitation under subsection (a) shall not apply to any local educational agency that receives less than \$50,000 under this subpart for any fiscal year.

The waiver for which the Secretary has approved would enable the SEA to waive the carryover limitation more than once every three years for an LEA that needs the additional waiver because of the ARRA, which provided a supplemental Title I, Part A appropriation. **Each district requesting to carry-over more than 15% of the total allocation (Basic and ARRA) would file one of two waiver applications; unless the exclusion is applicable to your district.**

Application A - An LEA that is interested in obtaining a waiver of the carryover limitation in section 1127(a) so that it may carry over more than 15 percent of its Title I, Part A, Subpart 2 allocation and has already received such a waiver within the prior three years must apply to the SEA in accordance with the SEA's regular procedures for granting a waiver of the carryover limitation. Districts must submit the final 2010 expenditure report before this waiver can be considered. **If your district has received a waiver in the past three years, complete this application.**

Application B - An LEA that is interested in obtaining a waiver of the carryover limitation in section 1127(a) so that it may carry over more than 15 percent of its Title I, Part A, Subpart 2 allocation and has not received a waiver within the last three years may do so by returning the attached application for Excess Carryover Waiver. **If your district has not received a waiver in the past three years, complete this application.**

The cash request page should be completed and returned with the waiver.

If you have questions, please feel free to call or email myself or Linda Ricketts at:

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